

Docket No.: 066654-0515

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of	:	Customer Number: 41552
	:	
Reed, John C.	:	Confirmation Number: 8259
	:	
Application No.: 09/350,518	:	Tech Center Art Unit: 1643
	:	
Filed: July 09, 1999	:	Examiner: Sang, Hong
	:	
For: A Method for Determining the Prognosis of Cancer Patients by Measuring Levels of BAG Expression		

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence is being electronically-transmitted to the United States Patent and Trademark Office on Apr 15, 2009.

/Lori Ford/

Lori Ford

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated October 15, 2008 of the Primary Examiner finally rejecting claims 11, 12, 16, 22-27, 32-34, 44, 50-54, 56, 58-69, 73-81, and 83-109.

Appeal Fee: \$270.00

☒ Charge to Deposit Account No. 502624.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 502624 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

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**Please recognize our Customer No. 41552
as our correspondence address.**